

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.25657 of 2005

Date: 22.08.2007

Between:

Vempuluru Polaiah & two others.

... Petitioners

AND

Andhra Pradesh Power Distribution Corporation
Ltd., rep., by its Additional Assistant Engineer,
Operation Section, Thotapalli Guduru,
Thotapalli Guduru Mandal,
Nellore District, A.P.

... Respondent

Counsel for the petitioner : Sri N. Krishna Murthy

Counsel for the respondent : Sri T. Prabhu Dasu for
Sri V. Ajay Kumar

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

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ORDER:-

This writ petition is filed questioning the individual notices dated 06.10.2005 issued to the petitioners by the Additional Assistant Engineer, Operation Section, Thotapalli Guduru, Nellore District, whereunder they were asked to remove the electricity services voluntarily and that failing which, department will take action without any further notice for the disconnection of service.

Sri V. Krishna Murthy, Additional Assistant Engineer, Operation Section of the respondent filed a counter-affidavit dated 14.08.2007. In paragraph 5 of the counter-affidavit he stated as under:

“It is submitted that the impugned notice was issued basing on the instructions of the Mandal Revenue Officer to disconnect all the service connections which are situated in Eduru Koduru Tank poramboke. Accordingly, the impugned notices have been issued to the petitioners. however, when large number of representations have been made by various ryots to the revenue authorities, the District Collector has instructed our department to disconnect the service connection pertaining to Fish Ponds alone and further directed not to disconnect any service connection which is being utilized for the purpose of regular agriculture. Accordingly, though impugned notices have been issued on 06.05.2005 itself, but disconnection of the petitioners' services was not effected. Hence, this writ petition is devoid of merits and

liable to be dismissed.”

In view of the above reproduced statement contained in the counter-affidavit, the writ petition is disposed of as infructuous. Ordered accordingly.

As a sequel to disposal of the writ petition as infructuous, WPMP.No.33011 of 2005 filed by the petitioners for interim relief is dismissed.

C.V.NAGARJUNA REDDY, J

Date: 22.08.2007
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